



REGISTRAR OF REGULATIONS

08 MAY -7 PM 2:42

COMMONWEALTH of VIRGINIA

Department of Health DIVISION OF SHELLFISH SANITATION

109 Governor Street, Room 614-B
Richmond, VA 23219

Ph: 804-864-7487

Fax: 804-864-7481

NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION NUMBER 006-143, GARDNER, JACKSON AND BONUM CREEKS

EFFECTIVE 19 MAY 2008

Pursuant to Title 28.2, Chapter 8, §§28.2-803 through 28.2-808, §32.1-20, and §2.2-4002, B.16 of the *Code of Virginia*:

1. The "Notice and Description of Shellfish Area Condemnation Number 006-143, Gardner, Jackson and Bonum Creeks," effective 13 September 2007, is cancelled effective 19 May 2008.
2. Condemned Shellfish Area Number 006-143, shown as Sections A through D, is hereby established, effective 19 May 2008. It shall be unlawful for any person, firm, or corporation to take shellfish from these areas for any purpose, except by permit granted by the Marine Resources Commission, as provided in Section 28.2-810 of the *Code of Virginia*. The boundaries of these areas are shown on the map titled "Gardner, Jackson and Bonum Creeks, Condemned Shellfish Area Number 006-143, 19 May 2008" which is part of this notice.
3. Seasonally Condemned Shellfish Number 006-143, shown as Section M1, is hereby established, effective 19 May 2008, for the period May 19, 2008, through October 31, 2008, and shall remain in force annually thereafter for the period beginning the first day of April through the last day of October until rescinded. It is unlawful for any person, firm or corporation to take shellfish from this area during such period for any purpose, except by permit granted by the Marine Resources Commission, as provided in §28.2-810 of the *Code of Virginia*. The boundaries of this area are shown on the map titled "Gardner, Jackson and Bonum Creeks, Condemned Shellfish Number 006-143, 19 May 2008" which is part of this notice.
4. The Department of Health will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision of this order.

BOUNDARIES OF CONDEMNED AREA NUMBER 006-143

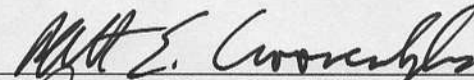
- A. The condemned area shall include that portion of Gardner Creek and its tributaries lying upstream of a line drawn from latitude/longitude map coordinate (38°06'51.2", -76°36'33.9") to map coordinate (38°06'47.3", -76°36'27.3").

VDH VIRGINIA
DEPARTMENT
OF HEALTH
Protecting You and Your Environment

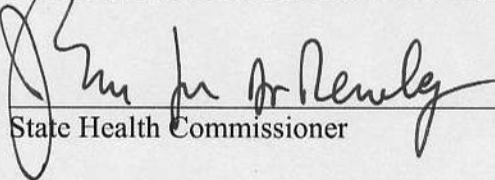
www.vdh.virginia.gov/shellfish

- B. The condemned area shall include that portion of Jackson Creek and its tributaries lying upstream of a line drawn from latitude/longitude map coordinate (38°06'22.3", -76°35'54.3") to map coordinate (38°06'21.2", -76°35'51.9").
- C. The condemned area shall include that portion of Bonum Creek and its tributaries lying upstream of a line drawn from latitude/longitude map coordinate (38°05'38.3", -76°34'58.0") to map coordinate (38°05'36.0", -76°34'56.5").
- D. The condemned area shall include all of the unnamed tributary of Gardner Creek lying upstream of a line drawn from latitude/longitude map coordinate (38°06'52.1", -76°36'21.5") to map coordinate (38°06'53.2", -76°36'27.6").
- M1. The condemned area shall include that portion of Ragged Point Bay, including all of the unnamed inlet, inland of a line drawn from latitude/longitude map coordinate (38°08'52.9", -76°36'40.6"), to map coordinate (38°08'11.1", -76°36'28.5") and to map coordinate (38°08'07.5", -76°36'35.3").

Recommended by:


Director, Division of Shellfish Sanitation



Ordered by:


State Health Commissioner

5/5/08
Date

**Virginia Department of Health
Gardner, Jackson and Bonum Creeks
Condemned Shellfish Area Number 006-143
19 May 2008**

0 1,500 3,000 6,000
Feet

-  Condemned Shellfish Areas
(Sections A - D)
-  Seasonally Condemned Shellfish Area
(Section M1)

Chesapeake Bay
10-00-00

